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12 Attorneys for Defendant  
YELP! INC.

13 UNITED STATES DISTRICT COURT  
14 CENTRAL DISTRICT OF CALIFORNIA  
15 WESTERN DIVISION  
16

17 CATS AND DOGS ANIMAL  
HOSPITAL, INC., et al., on behalf of  
18 itself and all others similarly situated,

19 Plaintiffs,

20 v.

21 YELP! INC.,

22 Defendant.

Case No. CV 10-01340 VBF(SSx)

**DEFENDANT YELP! INC.'S NOTICE  
OF MOTION AND MOTION TO  
DISMISS PLAINTIFFS' FIRST  
AMENDED COMPLAINT**

Hearing Date: May 3, 2010  
Hearing Time: 1:30 p.m.  
Judge: Hon. Valerie Baker Fairbank

**NOTICE OF MOTION AND MOTION TO DISMISS**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD IN THIS  
MATTER:

PLEASE TAKE NOTICE that on May 3, 2010 at 1:30 p.m., or as soon  
thereafter as the matter may be heard, pursuant to Federal Rule of Civil Procedure  
12(b)(6), Defendant Yelp! Inc. ("Yelp") will and hereby does move this Court, the  
Honorable Valerie Baker Fairbank presiding, for an order dismissing with prejudice  
the First Amended Complaint filed by Plaintiffs in the above-captioned action.

This motion is based on this Notice, the accompanying memorandum of  
points and authorities, on all other pleadings and papers on file in the above-  
captioned action, and on such oral and documentary evidence and argument as may  
be presented at the time of hearing.

This motion is made following the conference of counsel pursuant to Civil  
Local Rule 7-3. Yelp's counsel contacted Plaintiffs' counsel at both The Weston  
Firm and Beck & Lee Business Trial Lawyers via telephone on March 26, 2010 and  
left voicemail messages at both firms to confer regarding this motion. Having not  
heard back from Plaintiffs' counsel, Yelp's counsel again contacted Plaintiffs'  
counsel, via e-mail message, on the morning of March 30, 2010. Yelp's counsel  
and Plaintiffs' counsel conferred via telephone on March 30, 2010.

Dated: April 1, 2010

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/s/ Matthew D. Brown  
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